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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 SERVER TECHNOLOGY, INC.,
10 a Nevada corporation,

11 Plaintiff,

12 v.

13 AMERICAN POWER CONVERSION
14 CORPORATION, a Massachusetts corporation,

Defendant.

Case No. 3:06-CV-00698-LRH-VPC

ORDER OF AMENDED JUDGMENT

15 This is a final order of amended judgment in this action.

16 1. On August 8, 2014, the court entered an order directing the entry of judgment as
17 follows:

18 a. In favor of plaintiff Server Technology, Inc. and against defendant
19 American Power Conversion Corp. on defendant's obviousness and validity defense and on
20 defendant's inequitable conduct defense and counterclaim, (Doc. #615); and

21 b. In favor of plaintiff Server Technology, Inc. and against defendant
22 American Power Conversion Corp. consistent with the jury's verdict (Doc. #590) in this action.

23 2. That same day, judgment was entered in accordance with the court's order.
24 (Doc. #614).

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1 3. Subsequently, on March 31, 2015, the court granted plaintiff's motion for
 2 supplemental damages and prejudgment interest, (Doc. #619), and plaintiff was given 10 days
 3 after the entry of the order to prepare an appropriate order of supplemental damages and
 4 prejudgment interest, (Doc. #615 ("March 31 Order")). The court also gave the parties thirty
 5 (30) days from entry of the March 31 Order to prepare and submit to the court for approval an
 6 appropriate compulsory license of the patents-in-suit with an ongoing royalty rate of 15% from
 7 the date of judgment. (*Id.*).

8 4. Subsequently, on April 10, 2015, plaintiff submitted its response to the court's
 9 March 31 Order, in which it set forth the appropriate figures for (a) damages awarded by the
 10 jury, (b) prejudgment interest on damages awarded by the jury, and (c) supplemental damages.

11 5. Defendant does not contest these calculations, which are set forth below.

12	a.	Damages awarded by jury as reflected in	\$10,787,634
13		judgment (Docs. ## 590, 614)	
14	b.	Prejudgment interest on damages	\$1,397,437
15		awarded by the jury through the date of	
16		judgment August 8, 2014 (at prime rate)	
17	c.	Supplemental damages on sales from	\$854,810
18		January 1, 2014 through the date of	
		judgment August 8, 2014 (at 5 percent)	
	d.	Total damages and prejudgment	\$13,039,881
		interest	

19 IT IS THEREFORE ORDERED that the Clerk of court shall enter an amended judgment
 20 in favor of plaintiff Server Technology, Inc. and against defendant American Power Conversion
 21 Corp. on defendant's obviousness invalidity defense and defendant's inequitable conduct defense
 22 and counterclaim.

23 IT IS FURTHER ORDERED that the Clerk of Court shall also enter an amended
 24 judgment in favor of plaintiff Server Technology, Inc. and against defendant American Power
 25 Conversion Corp. in the amount of \$13,039,881.

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1 IT IS FURTHER ORDERED that post-judgment interest shall accrue upon the amounts
2 set forth above at the statutory rate.

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4 IT IS SO ORDERED.

5 Dated this 14th day April, 2015.

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8 LARRY R. HICKS
9 UNITED STATES DISTRICT JUDGE
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